

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CAROL A. ALT,

Civil Action No.: 07CIV6004 (CM)

-against-

RONALD J. GRESCHNER

Plaintiff
USDS SDNY
DOCUMENT
NOTICE OF MOTION
ELECTRONICALLY FILED
DOC #:
DATE FILED: 12/12/07

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NOTICE OF MOTION FOR REARGUMENT AND SUMMARY JUDGMENT

PLEASE TAKE NOTICE that, upon the annexed affidavits of Nancy Ledy Gurren, sworn to the 10th day of December, 2007, the affidavit of Donald Fettes, sworn to the 10th day of December and the Affidavit of Joseph Sisti, sworn to 6th day of December, 2007, the exhibits annexed thereto and upon the annexed Memorandum of Law, defendant Ronald J. Greschner will move this Court at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York, at a date and time designated by the Court, for an order, (1) pursuant to Local Rule 6.3, granting reargument of this Court's order dated November 26, 2007, and upon reconsideration, declaring defendant's discovery obligations at an end; and (2) pursuant to Federal Rule of Civil Procedure 56(c), granting summary judgment in favor of the defendant, on the grounds of both untimeliness and plaintiff's complete lack of proof.

Dated: December 10, 2007

denied
Respectfully submitted,

Nancy Ledy Gurren

Nancy Ledy Gurren (2186)
LEDY GURREN BASS & SIFF, LLP
Attorneys for Defendant
475 Park Avenue South, 8th Floor
New York, New York 10016

12/12/07
1) The motion for reargument is denied
in that any need for briefing
2) The motion for summary judgment is denied as premature
failure by defendant to comply with my discovery order will result in a protective order

To: Richard A. Roth, Esq.
THE ROTH LAW FIRM, PLLC
Attorneys for Plaintiff
545 Fifth Avenue, Suite 960
New York, New York 10017